

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: Stephan NEES et al.

Entitled: METHOD AND APPARATUS FOR PRESERVING THE ENDOTHELIUM IN  
ISOLATED HOLLOW ORGANS AND BIOLOGICAL VESSELS

Serial No.: 10/560,407	: Group Art Unit: 1651
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Filed: November 8, 2006	: Examiner: Sandra E. SAUCIER
	:
Attorney Docket No.: LNK-038	: Confirmation No.: 5484

Mail Stop **AMENDMENT**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO NON-COMPLIANT AMENDMENT**

Dear Sir:

In response to the Notice of Non-Compliant Amendment mailed June 17, 2009, Applicants respectfully submit that the Response to Restriction filed May 5, 2009 included 10 sheets of amended claims (numbered as pages 2 – 11), including claims 50 to 58 alleged to be missing (set forth on numbered pages 10 and 11 of the previous response). However, from a review of the Image File Wrapper through PAIR, it appears that an error arose in the uploading process, wherein pages 10 and 11 were replaced with a duplicate copy of pages 8 and 9. Accordingly, Applicants enclose herewith a second copy of pages 10 and 11 of the previous response, including the missing claims 50-58. Applicants respectfully petition for the entry of the attached pages and for action on the previous response in due course.

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**Response to Notice of Non-Compliant Amendment filed June 22, 2009**

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The Notice of Non-Compliant Amendment of June 17, 2009 set a one-month shortened statutory period for response. In that response is due on or before **July 17, 2009**, Applicants submit that this response is timely and no additional fees are required. However, in the event that further fees are required to enter the instant response and/or maintain the pendency of this application, the Commissioner is authorized to charge such fees to our Deposit Account No. 50-2101.

If the Examiner has any questions or concerns regarding this communication, she is invited to contact the undersigned.

Respectfully submitted,

Date: June 22, 2009

By: /chalin a. smith/

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